

IN the United State District Court
middle District OF ALABAMA

Billy Gay AHS 2006 JUL 11 A 11: 17

V

Gwendolyn Mosley

3:05-CV-1228-F

Petitioner APPEAL OF the
MAGISTRATE order (Doc 37)

INTo this Court Comes Billy AHS (AHS) by And
through him self And does now APPEAL the
order (Doc. 37) by MAGISTRATE (WALKER) DENING
The VALID And timly Request For Her to Recuse
her self FROM this INSTANT habeas Action For
good Cause Show (To wit)

A. WALKER has CONTINNALLY Ignored And Also delibertly
the Clearly ESTablished statute LAW And section
of the Judicial Code enacted by the U.S.
Congress 28 USC §§ 2247, 2248, 2249 A
well As 28 USC 2254 And the very Rules
GOVERNING HABEAS COUPUS PROCEDURE.
Rule 5 Also the Court OPINION within
Bundy Vs WAINWRIGHT 808 [REDACTED] F2d
1401 [REDACTED] (Doc. 4) (Doc. 1)

B. WALKER has ALSO Exhibited A Biased And Prejudicial opinion OF INMATE Who ARE INCARCERATED AT Easterling C.F. Inmost ALL of the Proise CASE Filed by E.C.F. Inmate ALLS feels that this UNPROFESSIONAL Attitude is due to the WARDEN AT E.C.F. the Lead Respondant herein is A sister within the Sisterhood of the Eastern STAR, The oath by member forbid the holding of AN opinion Contrary to one sister by And other sister.

This Fact would bring into question ANY ~~AND~~ All opinions by WALKER that ARE in ANY way Not Fully up hold by Statutes Rule And LAW that ARE Clearly Establish.

C. WALKER has Denied ALLS Right to Discovery And has Ignored the Clearly obvisious And Shown Fact that, The Respondant Attorney did enter submit, Documented CASE Filed that had been Altered (Doc 14) (Doc 15) And WALKER has Admitted that The PARLIAM Record Submitted by the Respondant has her Confused AS to the Vital FACTURE Issues This INSTANT ~~ACTION~~ ACTION (Doc 19)

D. WALKER has ALSO Denied AHS the Right to ASSISTANCE OF Counsel to handle this now Complexed case, due to the State Action within A Rule 32 Post Conviction that ~~that~~ AHS believed was dead CC-90-007.60; 008.60 Pending in Randolph County Circuit Court Sence 4-11-05.

E. WALKER has Erronecusly mis Read And mis-understood AN EXPLANATION Filed by AHS in Forming this Court of his Response to the State within SAId State Action Pending (Doc 31) (Doc 32) (Doc 34)

AHS Feels that WALKER has A deliberate And biased Pre-concived OPINION in this case And in the very Interest of Justice WALKER Should now be Recused.

Executed 7-10-06
CC yvonne SAXON
CC File

Respectfully Submitted
Billy Gay AHS
Billy Gay AHS